

UNITED STATES DISTRICT COURT
 WESTERN DISTRICT OF PENNSYLVANIA
 RONALD G DANDAR
 VS PETITIONER
 COMMONWEALTH OF PENNSYLVANIA
 Third Circuit Ct
 NO.
 US District Ct
 02-NO.CV-00222

- NOTICE OF APPEAL - IN FORMA PAUPERIS -

- NOTICE OF APPEAL FROM DISMISSAL OF CASE AS BEING UNTIMELY AND NOTICE OF APPEAL FROM THE DENIAL OF A CERTIFICATE OF APPEALABILITY -

AND NOW, THIS 30TH DAY OF JULY 2005, COMES PETITIONER WHO FILES THE FOREGOING NOTICE OF APPEAL IN CONTINUOUS IN FORMA PAUPERIS FROM THE DISMISSAL OF PETITIONERS 2254 HABEAS CORPUS AND THE DENIAL OF PETITIONERS CERTIFICATE OF APPEALABILITY FROM THE ORDER DATED 7-27-2005 BY THE HONORABLE JUDGE SEAN McHAUGHN LIN; FOR WHICH DISMISSAL AS UNTIMELY AND DENIAL OF COA IS BEING APPEALED THE THIRD CIRCUIT COURT OF APPEALS.

- VERIFIED STATEMENT -

1. I RONALD G DANDAR HEREBY AFFIRMS THAT I WAS GRANTED IN FORMA PAUPERIS ON 9-23-2004.
2. THAT THERE HAS BEEN NO SUBSTANTIAL CHANGE IN PETITIONER FINANCIAL CONDITION SINCE THEN.
3. THAT I CANNOT PAY THE FEES ON APPEAL NOR THE COST. AND THAT PETITIONER IS A QUALIFIED HANDICAPPED PERSON.

DATED: 7-30-2005

RESPECTFULLY SUBMITTED:
 X Ronald Dandar

SEE TENNESSEE V. LANE, 124 SCT 1978 2004. 7-30-05

- PROOF OF SERVICE -

I, Ron DANDAR, BEING A CITIZEN OF THE UNITED STATES, HEREBY SERVES NOTICE THAT A TRUE AND CORRECT COPY OF THE FOREGOING HAS BEEN SERVED THE 30th DAY OF July 2005 BY DEPOSITING THE SAME AT SC7 CRESSON 1st CLASS FULL POSTAGE PAID ADDRESS - Notice of appeal - Untimely COA

(Clerk of Court) ADDRESSED TO: ORDER Dated 7-30-2005
 Office of the Prothonotary
 United States District Court
 17 South Park Row
 Federal Court House
 Erie, Penna 16501

Judges Chamber
 5. Judge Sean McLaughlin
 US Dist Court
 17 South Park Row
 Erie, PA 16501

Maria M. Waldron or Clerk
 2 United States Court of Appeals

For the Third Circuit 6. COURT REPORTER
 US Court House - 601 Market St
 Philadelphia, Penna 19106-1790

3 Office of Assistant Attorney 7.
 Bradley H. Foulk

Erie County Court House

140 West 6th
 Erie Pa 16501

Dated: 7-30-2005

RECEIVED SUBMIT
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 CRESSON, PA

1689-0001